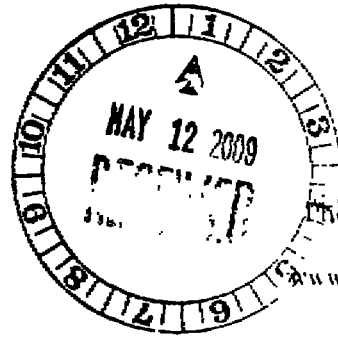


# FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive  
Suite 920  
Chicago, Illinois 60606-2532

MYLES L. TOBIN  
(312) 252-1500  
mtol@fletcher-sippel.com



Phone: (312) 252-1500

Fax: (312) 252-2400

www.fletcher-sippel.com

May 11, 2009

RECORDATION NO. 26497-Q FILED

MAY 08 09

5-20 PM

SURFACE TRANSPORTATION BOARD

## VIA FEDERAL EXPRESS

Ms. Anne K. Quinlan  
Acting Secretary  
Surface Transportation Board  
395 E Street, S.W.  
Washington, DC 20423-0001  
Attn: Office of Recordations

Re: **Recordation Fee for Electronically Filed**  
**Amended Release of Partial Lien**

Dear Secretary Quinlan:

Enclosed please find a check in the amount of \$41.00 to cover the recordation fee for the Amended Release of Partial Lien submitted electronically for recordation on Friday, May 8, 2009. For reference, a copy of the aforementioned Amended Release of Partial Lien is enclosed with this letter.

Very truly yours,

Myles L. Tobin

MLT: arw

Encls.

MAY 08 '09

5-20 PM

**AMENDED RELEASE OF PARTIAL LIEN**

SURFACE TRANSPORTATION BOARD

FIFTH THIRD BANK (CHICAGO), a Michigan banking corporation, with a mailing address of 222 South Riverside Plaza, 32<sup>nd</sup> floor, Chicago, Illinois and RBS CITIZENS, N.A., a national banking association, with a mailing address of 71 South Wacker Drive, Suite 2950, Chicago, Illinois 60606, hereby release all rights, title and interest in and to, the locomotives specifically identified in the attached Exhibit, and which are specifically identified on Exhibit A of the Memorandum of Omnibus Amendment to Fourth Amended and Restated Loan and Security Agreement, dated as of August 21, 2008, and on Exhibit A of the Amendment to Amended and Restated Assignments of Rents and Lessor's Interest in Leases, dated August 21, 2008. The documents to which this release relates were recorded with the Surface Transportation Board under Recordation Numbers, No. 26497-N and No. 26497-O.

IN WITNESS WHEREOF, FIFTH THIRD BANK (CHICAGO) and RBS CITIZENS, N.A. have cause this release to be signed as of May 8, 2009

FIFTH THIRD BANK (CHICAGO)

By: 

RBS CITIZENS, N.A.

By: \_\_\_\_\_

**AMENDED RELEASE OF PARTIAL LIEN**

FIFTH THIRD BANK (CHICAGO), a Michigan banking corporation, with a mailing address of 222 South Riverside Plaza, 32<sup>nd</sup> floor, Chicago, Illinois and RBS CITIZENS, N.A., a national banking association, with a mailing address of 71 South Wacker Drive, Suite 2950, Chicago, Illinois 60606, hereby release all rights, title and interest in and to, the locomotives specifically identified in the attached Exhibit, and which are specifically identified on Exhibit A of the Memorandum of Omnibus Amendment to Fourth Amended and Restated Loan and Security Agreement, dated as of August 21, 2008, and on Exhibit A of the Amendment to Amended and Restated Assignments of Rents and Lessor's Interest in Leases, dated August 21, 2008. The documents to which this release relates were recorded with the Surface Transportation Board under Recordation Numbers, No. 26497-N and No. 26497-O.

IN WITNESS WHEREOF, FIFTH THIRD BANK (CHICAGO) and RBS CITIZENS, N.A. have caused this release to be signed as of 4/30/09.

FIFTH THIRD BANK (CHICAGO)

By: \_\_\_\_\_

RBS CITIZENS, N.A.

By: Matt Weeks

STATE OF ILLINOIS

)

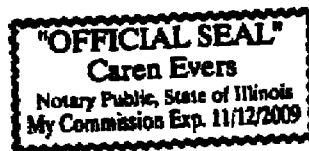
) SS.

COUNTY OF COOK

)

I, the undersigned, a Notary Public in and for the said County, in the State aforesaid, do hereby certify that Craig Schuth, of FIFTH THIRD BANK (CHICAGO) and \_\_\_\_\_, of RBS CITIZENS, N.A., each of whom is personally known to me to be the same person whose name is subscribed to in the foregoing instrument appeared before me this day in person and acknowledged that (s)he signed and delivered the said instrument as his or her own free and voluntary act and as the free and voluntary act of said association, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 8 date of May, 2009.



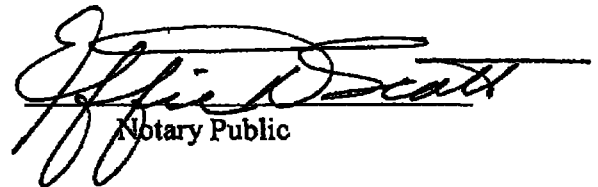
A handwritten signature of Caren Evers in cursive script, written over a horizontal line.

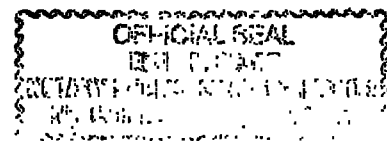
Notary Public

STATE OF ILLINOIS                   )  
  ) SS.  
COUNTY OF COOK                   )

I, the undersigned, a Notary Public in and for the said County, in the State aforesaid, do hereby certify that \_\_\_\_\_, of FIFTH THIRD BANK (CHICAGO) and Matt Weidle, of RBS CITIZENS, N.A., each of whom is personally known to me to be the same person whose name is subscribed to in the foregoing instrument appeared before me this day in person and acknowledged that (s)he signed and delivered the said instrument as his or her own free and voluntary act and as the free and voluntary act of said association, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 30 date of APRIL, 2009.

  
Notary Public



## **EXHIBIT 1**

### **Locomotives:**

SLRG 8524  
SLRG 8527  
SLRG 8537  
SLRG 8542  
SLRG 8577  
SLRG 8596  
SLRG 8597  
SLRG 8522  
SLRG 8536  
SLRG 8539  
SLRG 8548  
SLRG 8560

### **Prior Marks & Numbers:**

RLCX 8524  
RLCX 8527  
RLCX 8537  
RLCX 8542  
RLCX 8577  
NERR 8596  
NERR 8597  
MMA 8522  
MMA 8536  
MMA 8539  
MMA 8548  
MMA 8560